

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: LINN COUNTY RURAL ELECTRIC COOPERATIVE AND INTERSTATE POWER AND LIGHT COMPANY	DOCKET NO. SPU-02-7
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ORDER GRANTING PETITION FOR ASSIGNMENT OF CUSTOMER

(Issued January 15, 2003)

On June 10, 2002, Linn County Rural Electric Cooperative (Linn County) and Interstate Power and Light Company (IPL) filed a joint petition for assignment of a customer. The utilities later filed detailed maps and adequate legal descriptions. The petition said the agreement would not modify the exclusive electric service territories but would allow Linn County to serve one customer in IPL's territory. No objections to the petition were filed.

The utilities are not requesting a transfer of any service area. The area in question is assigned to IPL and is described as follows:

Township 85 North, Range 8 West of Section 15 in Linn County, Iowa, further described as the Center Point Bank Addition.

However, the utilities are requesting that Linn County be allowed to serve a customer located on Lot 4 of the Center Point Blank Addition. This lot is legally described as follows:

Beginning at the Northeast Corner of the Center Point Bank Addition, thence South 245.97 feet, thence West 184.91 feet, thence North 201.99 feet, thence East 184.91 feet to the Point of Beginning.

In support of the petition, the utilities state that at this location, Linn County currently has a point of service located in the proximity of the customer while IPL would have to extend primary facilities to serve the load. The utilities note that their agreement is subject to review if there is a change, for example, in electrical loading.

Iowa Code §§ 476.23 and 476.25 provide for the assignment of a customer to an adjoining utility. Iowa Code § 476.25 (2001) provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the joint petition for assignment of a customer. Linn County and IPL have alleged facts which establish the proposed assignment is in the public interest, will prevent unnecessary duplication of facilities, provide adequate electric service to all customers affected, and will promote the efficient and economical use of electrical systems, pursuant to Iowa Code § 476.25.

IT IS THEREFORE ORDERED:

The joint petition for assignment of a customer filed by Linn County Rural Electric Cooperative and Interstate Power and Light Company on June 10, 2002, is granted, subject to complaint or investigation.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 15th day of January, 2003.